

BEFORE THE ARIZONA BOARD OF OSTEOPATHIC EXAMINERS
IN MEDICINE AND SURGERY

RECEIVED

SEP 11 2003

IN THE MATTER OF:

RANDY E. COLLINS, D.O.
Holder of License No. 1546 for the
practice of osteopathic medicine in the
State of Arizona.

ARIZONA BOARD OF
OSTEOPATHIC EXAMINERS
IN MEDICINE AND SURGERY
**STIPULATION AND CONSENT
ORDER OF PROBATION OF LICENSE**

STIPULATION

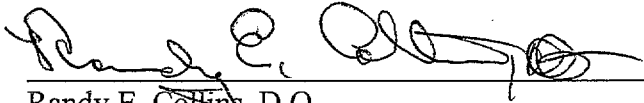
By mutual agreement and understanding, the Arizona Board of Osteopathic Examiners (hereafter "Board") and Randy E. Collins, D.O. (hereinafter "Respondent"), the parties hereto agree to the following disposition to this matter.

1. Respondent acknowledges that he has read this Stipulation and the attached Consent Order; and Respondent is aware of and understands the content of these documents.
2. Respondent understands that by entering into this Stipulation, he voluntarily relinquishes any rights to a hearing on the matters alleged as grounds for Board action or to seek judicial review of the consent order in state or federal court.
3. Respondent understands that this Stipulation and Consent Order will not become effective unless approved by the Board and signed by its Executive Director.
4. Respondent further understands that this Stipulation and Consent Order, once approved and signed, shall constitute a public record which will be reported to the public, the National Practitioners Data Bank, the Federation of State Medical Boards, and, if appropriate, to other agencies as required by A.R.S. §§ 32-1855 (J) and (K).
5. Respondent admits to the statement of facts and conclusions of law contained in the Stipulated Consent Order.

6. All admissions made by Respondent are solely for final disposition of this matter and any subsequent administrative proceedings or litigation involving the Board, Respondent and the State of Arizona; and, therefore, said admissions by Respondent are not intended for any other purpose or administrative regulatory proceeding or litigation in another state or federal court.

7. Respondent acknowledges and agrees that upon signing and returning this document (or a copy thereof) to the Board's Executive Director, he may not later revoke or amend this Stipulation or any part of the Consent Order, although said Stipulation has not yet been accepted by the Board and issued by its Executive Director, without first obtaining Board approval.

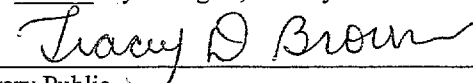
REVIEWED AND ACCEPTED this 31st day of August, 2003.


Randy E. Collins, D.O.

STATE OF ARIZONA)
) ss
County of Maricopa)

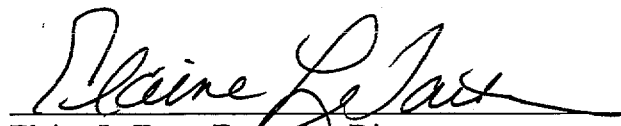
This instrument was acknowledged before me this 31st day of August, 2003 by the above-named individual.

My Commission expires:
March 28, 2007


Notary Public



REVIEWED AND SIGNED this 11th September day of August, 2003 for the Board by:


Elaine LeTarte, Executive Director
Arizona Board of Osteopathic Examiners
in Medicine and Surgery

**BEFORE THE ARIZONA BOARD OF OSTEOPATHIC EXAMINERS
IN MEDICINE AND SURGERY**

IN THE MATTER OF:)

RANDY COLLINS, D.O.)
Holder of License No. 1546 for the)
practice of osteopathic medicine)
in the State of Arizona.)
_____)

**FINDINGS OF FACT,
CONCLUSIONS OF LAW
AND CONSENT ORDER FOR
TERMS AND CONDITIONS
OF PROBATION OF LICENSE**

FINDINGS OF FACT

1. Randy Collins, D.O., (hereafter "Respondent"), is a licensee of the Board and the holder of License No. 1546.

2. On or about March 21, 2003 the Board received information alleging that Respondent's use of alcohol may have been impairing his ability to practice medicine.

3. At the direction of the Board, Respondent was evaluated for alcohol abuse/dependence by a Board approved addictionologist on or about March 31, 2003, and was subsequently evaluated by an in-patient program. The evaluation concluded with Respondent's agreement to enter an in-patient recovery program.

4. Respondent did not see or treat patients between the time he agreed to enter the program and the time he entered.

5. Respondent was approved for release from the program in August 2003.

CONCLUSIONS OF LAW

6. Pursuant to Arizona Revised Statutes § 32-1800, et seq., the Arizona Board of Osteopathic Examiners in Medicine and Surgery has subject matter and personal jurisdiction in this matter.

7. The Board has the authority to enter into a stipulated order for disciplinary action against a licensee, pursuant to A.R.S. § 41-1061(D), A.R.S. § 32-1855 and A.R.S. § 32-1861(D).

8. The conduct described in paragraphs 3-5 above constitute unprofessional conduct, specifically, a violation of A.R.S. § 32-1854:

(3.) Practicing medicine while under the influence of alcohol, narcotic or hypnotic drugs or any substance that impairs or may impair the licensee's ability to safely and skillfully practice medicine.

(6.) Engaging in the practice of medicine in a manner that harms or may harm a patient or that the board determines falls below the community standard.

(19.) Any conduct or practice contrary to recognized standards of ethics of the osteopathic medical profession.

(40.) Any conduct or practice that endangers a patient's or the public's health or may reasonably be expected to do so.

(41.) Any conduct or practice that impairs the licensee's ability to safely and skillfully practice medicine or that may reasonably be expected to do so.

9. Based upon the Findings of Fact set forth above herein, the Board concludes that it has the requisite factual basis and legal authority to order the following terms and conditions of Probation requiring monitoring of Respondent's license.

ORDER

Pursuant to the authority vested in the Board, **IT IS HEREBY ORDERED THAT:**

1. Randy E. Collins, D.O. ("Respondent"), Board license 1546 will be placed under **PROBATION** for five (5) years and he shall comply with the terms and conditions of probation as set forth herein:

2. From the date of this Order, Respondent shall obtain psychiatric or psychological treatment by a therapist(s) who is either a licensed psychiatrist and/or psychologist and is selected by Respondent and approved by the Board. Respondent shall comply with the therapist's

recommendation for the frequency of therapy treatment sessions. Respondent shall inform the Board by letter (mailed within ten days of the date of this Order) of the therapist's name; and Respondent shall undertake and fully cooperate with a program of treatment established by the therapist. In the event Respondent changes therapists, he shall give the Board written notice within ten (10) days of said action. Respondent shall not discontinue or reduce the frequency of psychotherapy sessions until he has submitted a written request to the Board and obtained Board approval.

3. Respondent's therapist(s) shall receive a copy of this Order and Board staff shall cooperate with and disclose all relevant information in the Board's files concerning Respondent. The treating therapist shall be directed by Respondent to send periodically to the Board a detailed written progress report for the remainder of the probation. Respondent shall waive any confidentiality concerning his psychotherapy in order that the Board may receive full disclosure of information. The expense of the aforementioned therapy and the reports to the Board by Respondent's therapist shall be the sole responsibility of the Respondent.

4. Respondent shall provide a copy of this Order and any subsequent Orders to all facilities where Respondent is currently (or subsequently) employed as a physician and/or has (or subsequently receives) privileges to engage in the practice of medicine. Respondent shall provide a copy of this Order to all treating physicians. Respondent shall continue to make the aforementioned disclosure and provide copies of this Consent Order until the expiration of this Order.

5. Respondent shall abstain completely from the consumption of alcoholic beverages or any substance with alcohol (i.e. cough syrups); and Respondent shall not consume illicit drugs or take any controlled substances (i.e., prescription only drugs), unless such medication is prescribed for him by his treating physician. Respondent shall maintain a monthly log (for the duration of probation) of all prescription only drugs he takes. The log shall include the following information:

- (a) name of the medication (brand and generic);
- (b) name of prescribing physician;
- (c) reason for the medication.

At the first of each month, Respondent shall report by letter to the Board whether or not he is taking any prescription only medication and, if so, a copy of his log reflecting the above information.

6. Respondent shall also, as part of his probation:

(A) submit to and cooperate in any independent medical or psychological evaluation that is ordered by the Board for Respondent and conducted by the Board's designated physician and/or psychologist which shall be paid for by Respondent; and

(B) appear before the Board, upon receipt of a request by written or telephonic notification from the Board's executive director which shall be given at least five (5) days prior to the Board meeting; and,

(C) submit to random biological fluid testing and promptly provide (i.e., within sixty (60) minutes of notification) required biological fluids for testing and said testing shall be done at the Respondent's expense.

7. Respondent shall participate in a minimum of three (3) self-help meetings per week through such organizations as A.A., N.A., C.A. or doctor's Caduceus group. Respondent shall keep a log of all meetings attended and have the log signed by the chairperson of the meeting. Respondent will provide the Board with a copy of the signed log the first of every month.

8. Respondent shall reimburse the Board for all expenses associated with the investigation, hearing and continued monitoring of this matter.

9. In the event Respondent moves or ceases to practice medicine in Arizona, he shall give written notice to the Board of his new residence address within twenty (20) days of moving; and

the terms and duration of probation may be stayed by the Board until Respondent returns to practice medicine in Arizona.

10. Respondent's failure to comply with the requirements of this Order shall constitute unprofessional conduct as defined at A.R.S. § 32-1854(26), and may be considered grounds for further disciplinary action (e.g., suspension or revocation of license).

ISSUED this 11th day of September 2003.

ARIZONA BOARD OF OSTEOPATHIC EXAMINERS
IN MEDICINE AND SURGERY

By: 
Elaine LeTarte, Executive Director

Copy of the foregoing mailed
this 11th day of September, 2003 to:

Randy Collins, D.O.
5547 W. Melinda
Glendale AZ 85308

Blair Driggs
Assistant Attorney General
Office of the Attorney General
15 S 15th Avenue
Phoenix AZ 85007